

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KEVIN HARLEY ERWIN,

Petitioner,

v.

JACK WARNER,

Respondent.

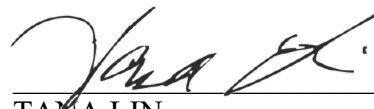
CASE NO. 3:24-cv-05880-TL-GJL

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

The Court, having reviewed the Report and Recommendation of Magistrate Judge Grady J. Leupold, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's federal habeas Petition is time-barred under 28 U.S.C. § 2244(d) and is therefore dismissed with prejudice.
- (3) A certificate of appealability is denied in this case.
- (4) The Clerk is directed to send copies of this Order to Petitioner, counsel for Respondent, and to the Hon. Grady J. Leupold.

**DATED** this 20th day of March, 2025.



TANA LIN  
United States District Judge